

State of Delaware
Homeland Security Advisory Council
Unmanned Aerial Vehicle (UAV) Subcommittee

Minutes

07/02/15

1330-1530

Delaware State Fire School, Room 7
Dover, DE 19901

1. Welcome and Room Introductions

- a. Dwayne Day led introductions around the room

Present Voting Committee Members

Dwayne Day	DelDOT
Ray Holcomb	Department of Safety and Homeland Security
Robert Newnam	Delaware State Fire School
Adam Ringle	Wilmington PD

Members Present by Proxy

Paul Huang	University of Delaware (Proxy for Bert Tanner)
Jimmy Kroon	Department of Agriculture (Proxy for Secretary Kee)

Present Non-Voting Committee Members

Jerry Brennan	Delaware State Fire School
Josh Thomas	DelDOT

Also Present

Justin Burns	Department of Safety and Homeland Security
Erin Coombs	Jacobs, DelDOT Consultant
Jen Duval	Jacobs, DelDOT Consultant

Absent Voting Committee Members

Eric Bowers	Dover AFB
Edwin Kee	Department of Agriculture
Darren Short	Delaware State Police Aviation
Jeff Streavel	
Herbert Tanner	University of Delaware
Dallas Wingate	Delaware National Guard

Absent Non-Voting Committee Members

Kimberly Chandler	Department of Safety and Homeland Security
Matthew Laick	Department of Safety and Homeland Security
Brian Malloy	Delaware National Guard
Chris Marsh	DelDOT
Lisa Morris	Department of Justice
Don Pope	Delaware State Police

- b. Dwayne Day introduced the two guests present—Joe Hughes of the League of Local Government and Justin Burns intern with DSHS.

2. Approval of Previous Meeting's Minutes

- a. Jimmy Kroon noted the change to the 4/2/15 meeting minutes:
"Jimmy Kroon mentioned that DNREC's Fish and Wildlife office is interested regulating UAV use for research and hunting"
- b. There was no further discussion about the 04/02/15 minutes. Ray Holcomb made a motion to accept the minutes. Motion was seconded by Jimmy Kroon. Motion was passed and the amended minutes were approved.

3. Old Business

- a. 04/02/15 Meeting
 - i. The last committee meeting occurred in April. The May and June meetings were cancelled due to scheduling conflicts.
- b. Homeland Security Advisory Council Meetings
 - i. D. Day explained that he gave a briefing to the HSAC about the status of the subcommittee.

4. New Business

- a. UAV Legislation
 - i. DE House Bill 195
 1. D. Day explained the status of DE House Bill 195 sponsored by Representative John Mitchell, Senator Bruce Ennis, and Representative Peter Schwartzkopf. As the bill currently stands the protection of first responders is not included.
 2. J. Thomas commented that the current language of the bill protects it from conflicts with the pending FAA regulations.
 3. R. Newnam commented that he does not agree with the current regulation's minimum of 5,000 people for a mass gathering; it should be 1,000 people. He also feels that the committee should encourage the bill sponsors to pursue the inclusion of emergency responders/emergency operations protection in the bill.
 - ii. Senate Bill 370 (Maryland)
 1. D. Day explained that Maryland is the only state to in enact UAV legislation that trumps local county/municipality legislation; this legislation creates 1 UAV policy for the entire state.
 2. The group agreed that such a bill is timely and would clarify state preeminence. The question was raised about amending Title II or some other existing legislation instead of drafting completely new.
 - iii. Survey
 1. The group decided to create a survey for state/county agencies to get a point-of-contact, establish a better understanding for the direction of UAV usage in the state, concerns, and questions. League of Local governments will work to create a 1-page survey instrument.
 2. R. Holcomb proposed that the committee create a checklist of FAA rules and privacy concerns as well as the existing laws that apply to UAV usage to end confusion of privacy and expectations of use.
 3. It was discussed to create a website for UAV information.
- b. sUAS Rule
 - i. D. Day discussed that FAA received over 40,000 comments and received additional funding to speed up the editing process in order to deliver to the White House by December. An internal FAA deadline was set for July 17, 2016 for the FAA to provide a Small UAV rule for commercial flights.

- c. New Castle County Police Department
 - i. D. Day explained that NCCO PD was awarded 52,000 for a UAV program. The funding covers purchase, training, and attendance at a UAV conference.
 - d. NASAO
 - i. J. Thomas presented the consolidated comments from the NASAO on the FAA sUAS rule.
 - e. H.R. 1646
 - i. R. Holcomb presented the document that was forwarded from Fred McKee. The bill requests the Secretary of Homeland Security to research how UAVs can be used in an attack and how to prevent or mitigate the effects of an attack. Congress is currently preparing a report.
- 5. Conferences / Industry Events**
- a. None.
- 6. Action, Recommendation & Research Items**
- a. D. Day/J. Thomas to work on the use of DelDOT Extranet to house UAV information
 - b. R. Holcomb to work with Lisa Morris and legal avenues, other states, and Fred McKee to research official use of UAVs
 - c. League of Local Governments to develop one-page survey instrument
 - d. Invite Fred McKee to upcoming meetings
- 7. Next Meeting—Thursday August 6, 2015**
- a. R. Newnam made a motion to adjourn the meeting and R. Holcomb seconded—motion carried. The meeting was adjourned at 2:54 pm.